

**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF INDIANA
NEW ALBANY DIVISION**

TYLER TECHNOLOGIES, INC.,)	
)	
Plaintiff,)	
)	
v.)	Case No. 4:20-cv-00173-TWP-DML
)	
LEXUR ENTERPRISES INC., ROBERT FRY,)	
JIMMY DAVIS, JOE THORNSBERRY,)	
AND JOHN DOES 1-100)	
)	
Defendants.)	
)	

**JOINT MOTION FOR EXTENSION OF
MOTION TO DISMISS BRIEFING SCHEDULE**

Plaintiff Tyler Technologies, Inc. (“Tyler”) and Defendants Lexur Enterprises Inc. (“Lexur”), Robert Fry (“Fry”), Jimmy Davis (“Davis”), and Joe Thornsberry (collectively, the “Defendants”), jointly move the Court for an extension of the current motion to dismiss briefing schedule. In support of this Motion, the Parties state as follows:

1. Tyler filed its Complaint on August 10, 2020 (DE #1.)
2. Following notices of automatic extensions of time by the Defendants (DE #12, #18, #23, #25), Lexur filed a motion to dismiss on September 29, 2020 (DE #29, #30), and Fry and Davis each filed motions to dismiss on September 30, 2020 (DE #32, #32, #33, #34.)
3. Following the October 1, 2020 initial pretrial conference, the Court set the following briefing schedule: Tyler to respond to all three motions to dismiss (in a consolidated fashion if desired) by October 30, 2020, and Defendants to submit replies, if any, by November 13, 2020 (DE #35.)

4. Since the initial pretrial conference, the Parties have discussed the possibility of early settlement discussions and agree that a short extension of the briefing schedule is appropriate to continue those discussions while not otherwise dedicating resources to briefing.

5. The Parties request a modified briefing schedule as follows: Tyler to respond to all three motions to dismiss (in a consolidated fashion if desired) by November 20, 2020, and Defendants to submit replies, if any, by December 9, 2020.

6. These extensions will not affect any deadlines or the trial date, as this matter is in its early stages and discovery is not yet underway.

7. This Motion is not being made for any improper purpose.

WHEREFORE, the Parties respectfully request that the Court grant an enlargement of time up to and including November 20, 2020 for Tyler to file its response in opposition to the three pending motions to dismiss filed by Defendants Lexur, Fry, and Davis, with a reply deadline following on December 9, 2020.

Respectfully submitted,

/s/ Ann O'Connor McCready

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CERTIFICATE OF SERVICE

I hereby certify that on October 19, 2020, a copy of the foregoing document titled ***Joint Motion for Extension of Motion to Dismiss Briefing Schedule*** was filed via CM/ECF and served on all counsel of record.

/s/ Ann O'Connor McCready

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